

TOWN OF MOULTONBOROUGH

Town Meeting Minutes

March 13, 2012 – March 17, 2012

Moderator Jerry Hopkins called the Town Meeting to order on March 13, 2012 at 7:00 AM. The election was held in the Mel Borrin Training Room at the Moultonborough Public Safety Building. Mr. Hopkins proceeded to read warrant Article 1 and Article 2. At that time, Laurie Whitley made a motion, seconded by Cheryl Kahn to dispense with the reading of the remaining articles on the ballot. This was voted in the affirmative by voice vote. The moderator proceeded to read the School Warrant Articles.

Ballot voting proceeded immediately with ballots resulting as follows:

Votes Cast - 1113

SELECTMEN FOR THREE (3) YEARS - (Vote for not more than 2)

Jonathan W. Tolman	839
John R. Anderson	321
Robert Goffredo	112
James Gray	270
Joel Mudgett	390

TREASURER FOR THREE (3) YEARS - (Vote for not more than 1)

Laura Hilliard	885
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MODERATOR FOR TWO (2) YEARS - (Vote for not more than 1)

Jerry D. Hopkins	910
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SUPERVISOR OF THE CHECKLIST FOR SIX- (6) YEARS (Vote for not more than 1)

Laurie Whitley	914
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ROAD AGENT FOR (3) YEARS- (Vote for not more than 1)

Scott D. Kinmond	883
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TRUSTEE OF TRUST FUNDS FOR THREE (3) YEARS - (Vote for not more than 1)

Kenneth L. Taylor	860
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TWO (2) LIBRARY TRUSTEES FOR THREE (3) YEARS - (Vote for not more than 2)

Roger C. Simpson	825
Barbara Putnam	891

TWO (2) PLANNING BOARD MEMBERS FOR THREE (3) YEARS - (Vote for not more than 2)

Paul Punturieri	633
Peter Jensen	799

ONE (1) PLANNING BOARD MEMBER FOR ONE (1) YEAR - (Vote for not more than 1)

Josiah (Josh) Bartlett	825
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TWO (2) ZONING BOARD MEMBERS FOR THREE (3) YEARS - (Vote for not more than 2)

Robert Zewski	715
Joseph M. Crowe	720

ONE (1) ZONING BOARD MEMBER FOR ONE (1) YEAR - (Vote for not more than 1)

Timothy Tinel	168
Ken Bickford	618

ARTICLE 2

Shall a charter commission be established for the purpose of establishing a new municipal charter?

(Recommended by Selectmen 4-1)

YES - 365

NO - 640

ARTICLE 3

Are you in favor of Amendment 1 as proposed by the Planning Board for the Town Zoning Ordinance as follows: To see if the Town will vote to amend Zoning Ordinance Article V, Signs, in its entirety to reformat and rearrange logically for readability with no new wording or intent.

(Recommended by Planning Board 5-0)

YES - 740

NO - 266

ARTICLE 4

Are you in favor of Amendment 2 as proposed by the Planning Board for the Town Zoning Ordinance as follows: To see if the Town will vote to amend Zoning Ordinance Article V, Signs, by replacing the first paragraph with a new Section, entitled, "Purpose and Intent" that clarifies the reasons for and functions of the sign regulations?

(Recommended by Planning Board 6-0)

YES - 755

NO - 259

ARTICLE 5

Are you in favor of Amendment 3 as proposed by the Planning Board for the Town Zoning Ordinance as follows: To see if the Town will vote to amend the Zoning Ordinance to create a new Article XV, Definitions, consolidating existing terms currently used throughout the entire document into one place for ease of use, and adding guidance for interpretation of terms.

(Recommended by Planning Board 5-0)

YES - 772

NO - 228

ARTICLE 6

Are you in favor of Amendment 4 as proposed by the Planning Board for the Town Zoning Ordinance as follows: To see if the Town will vote to amend Zoning Ordinance Article XV, Definitions (if so created by Article 3 above) by adding a new section, entitled, General Definitions that would add generally accepted zoning and land use terms to the zoning text for clarity of interpretation.

(Recommended by Planning Board 5-0)

YES - 756

NO - 237

ARTICLE 7

Are you in favor of Amendment 5 as proposed by the Planning Board for the Town Zoning Ordinance as follows: To see if the Town will vote to amend Zoning Ordinance Article VI (F)(2) to add language to the existing table that defines a 50 ft. setback for front, side and rear for commercial structures in the Residential/Agriculture zoning district, and in (F)(2)a, to add a new Conditional Use Permit that would allow reduction of the required 25 ft. vegetative buffer between the building and roadway within the front setback for sufficient cause. Finally, in (F)(3), to add back the Residential/Agriculture zone to the 50% lot coverage maximum requirement as it had been prior to the change approved during the 2011 Town Meeting. This amendment corrects an oversight that allows commercial use lot coverage with no upper limit and no setback requirement in the Residential/Agriculture zone.

(Recommended by Planning Board 5-0)

YES - 718

NO - 284

ARTICLE 8

Are you in favor of Amendment 6 as proposed by the Planning Board for the Town Zoning Ordinance as follows: To see if the Town will vote to amend Zoning Ordinance Article VIII, Flood Plain Development, by adding language needed for compliance with the National Flood Insurance Program (NFIP) regulations as recommended by a compliance review by the Agency. This action is required from time to time to ensure the Town remains enrolled in the program.

(Recommended by Planning Board 5-0)

YES - 811

NO - 194

ARTICLE 9

Are you in favor of a citizen's petition to amend the Town Zoning Ordinance to Repeal Articles VI A(3), VI D, VI E (solely as it applies to commercial development in Residential/Agricultural Zones) and those portions of Article VII relating to Special Exceptions (solely as it applies to commercial development in Residential/Agricultural Zones) for commercial uses in the Residential/Agricultural Zone and to eliminate Special Exceptions for commercial uses in the Residential/Agricultural Zone and delete all references thereto wherever they may appear in the Zoning Ordinance, effective March 18, 2012.

(By Petition)

(Not Recommended by Planning Board 6-0)

YES - 428

NO - 604

At 8:30 PM, the Moderator recessed the meeting until Saturday March 17, 2012.

SATURDAY MARCH 17, 2012

Moderator Jerry Hopkins called the meeting to order at 9:45 AM. The meeting was held at the Moultonborough Academy Auditorium. The Moultonborough/Sandwich Cub Scout Troop 142 led the pledge of allegiance. The moderator asked for a moment of silence for his predecessor Moderator Mel Borrin. He introduced the new Superintendent of Schools Sue Noyes. He announced those present on stage Selectmen Russell Wakefield, Betsey Patten, Ed Charest, Joel Mudgett, Jim Gray, Town Administrator Carter Terenzini, and Town Clerk Barbara Wakefield. He read the ballot results from Tuesday March 13, 2012.

ARTICLE 10

To see if the Town will vote to approve the cost items included in the collective bargaining agreement (CBA) reached between the Town and the Moultonborough Police Benevolent Association and further to raise and appropriate the sum of Nineteen Thousand Seven Hundred and Twenty dollars (\$19,720) for the current fiscal year, such sum representing the additional costs attributable to the increase in salaries and benefits over those that would be paid at current staffing levels in accordance with the most recent Town compensation plan.

<u>Year</u>	<u>Estimated Increase</u>
FY 2012	\$19,720
FY 2013	\$ nil (1)
FY 2014	\$ nil (1)

- (1) The contract does not obligate the Town to pay a COLA in years 2 and 3 unless one is granted to all other Town employees. Should a COLA be granted; each .5% would cost approximately \$4,600 per fiscal year for those covered by this CBA.

(Recommended by Selectmen 5-0)

(Recommended by Advisory Budget Committee 4-0)

A motion was made by Joel Mudgett and seconded by Betsey Patten to waive the second reading of the articles. The motion was voted in the affirmative by a majority vote by show of voter cards.

A motion to move Article 10 was made by Joel Mudgett and seconded by Ed Charest.

The article was voted in the affirmative by a majority vote by show of voter cards.

ARTICLE 11

To see if the Town, in the event that Article 10 is defeated, will authorize the governing body to call one special meeting, at its option, to address Article 10 cost items only?

(Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 4-0)

A motion was made by Joel Mudgett and seconded by Ed Charest to pass over Article 11.

The article was passed over by a majority vote by show of voter cards.

ARTICLE 12

To see if the Town will vote to clarify the purposes of the so-called Historical Society Fund, a revocable trust fund, created under Article 45 of the Town Meeting of 1994, to rename it the "Historic Building Fund" with the maintenance of the Old Town House and Middle Neck School continuing as its purpose and the Board of Selectmen continuing as agents to expend.

(Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

A motion was made by Ed Charest and seconded by Joel Mudgett to move Article 12.

The article was voted in the affirmative by a majority vote by show of voter cards.

ARTICLE 13

To see if the Town will vote to amend its action under Article 34 of the Town Meeting of 1987 meeting by which it created the so-called Highway Equipment Fund, a Capital Reserve Fund, by striking the phrase "...Highway Equipment..." and inserting in lieu thereof the phrase "...Public Works Equipment..." and to further strike the phrase "...for the purchase of highway equipment..." and inserting in lieu thereof the phrase "...for the purchase of public works equipment..."

(Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

(Note: Requires a 2/3 votes which must be noted in the minutes)

A motion was made by Betsey Patten and seconded by Joel Mudgett to move Article 13. There was no discussion and the moderator called for the vote by a show of voter cards. The moderator then announced the results of the vote noting an estimated two hundred (200) plus –yes- votes with only three (3) counted –no- votes, thereby declaring a vote in the affirmative by the 2/3rds required.

ARTICLE 14

To see if the Town will vote to discontinue the so-called Resource Recovery Park/Waste Management Facility fund with the balance of Twenty Three Thousand Seven Hundred Seventy One Dollars and Eight Cents (\$23,771.08) as of December 31, 2011 with said remaining funds, together with any interest accumulated thereon at the time of transfer, being transferred to the general fund and further to raise and appropriate the sum of Twenty Three Thousand Seven Hundred Seventy One Dollars and Eight Cents (\$23,771.08) to the renamed and repurposed Public Works Equipment Fund*, a Capital Reserve Fund.

(Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

[*Note: Formerly known as the Highway Equipment Fund]

A motion was made by Russell Wakefield and seconded by Betsey Patten to move Article 14.

The article was voted in the affirmative by a majority vote by show of voter cards.

ARTICLE 15

To see if the Town will vote to amend its action under Article 50 of the Town Meeting of 1994 to read as follows: "To establish a Recreation Revolving Fund pursuant to RSA 35-B:2 II to receive all fees and

charges imposed for the use of recreation and park services and facilities. Said funds shall be allowed to accumulate from year to year, and shall not be considered to be part of the general fund unreserved fund balance. The treasurer shall have custody of all monies in the fund, which may be expended only for recreation purposes as stated in RSA 35-B, and shall pay out the same only upon order of the recreation director, without further legislative body approval required, in accordance with policy to be established by the Board of Selectmen.”

(Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

A motion was made by Joel Mudgett and seconded by Betsey Patten to move Article 15.

Discussion: Josh Bartlett questioned the balance of the fund now and how much was anticipated to be deposited in it in the next year or two? Mr. Terenzini explained there is \$165,000 in it presently and when the auditors do the year end adjustment, there will be \$35,000 added to it so the audit will show approximately \$200,000. The addition to the fund this coming year will be approximately \$75,000. The amount expended for the coming year will be in excess of that, so the balance will be eaten away at over a couple of years. Mr. Bartlett questioned \$200,000 with no oversight on the expenditures. The moderator informed Mr. Bartlett that the article talks about the Selectmen policy and you do have the Treasurer as the oversight. Mr. Terenzini explained the outline of that policy was submitted to the Advisory Budget Committee and has been available online and pending what gets decided today, the Selectmen will then adopt a formal policy and that will be available to the general public as well.

The article was voted in the affirmative by a majority vote by show of voter cards.

ARTICLE 16

To see if the Town will vote to raise and appropriate the sum of Seven Hundred and Fifty Thousand dollars (\$750,000) for a road improvement program as generally illustrated below, and to meet said appropriation with anticipated funds from a NH Department of Transportation Highway Block Grant of One Hundred and Fifty Thousand dollars (\$150,000) and the balance from taxation.

Project	Budget
Ossipee Mountain Road (Drainage; Shim & Overlay 4,250’+/-)	100,000
Sheridan Road (Reconstruct 1,400’+/- & Reclaim & Pave 4,125’+/-)	425,000
Lake Shore Drive (East) (Drainage; & Reclaim & Pave 2,560’+/-)	103,000
Highway Garage Road (Reconstruct 500’+/-)	35,000
Chip Sealing	22,000
Engineering & Construction Inspection	65,000
TOTALS	\$750,000

Note: Inclusion of any road on this list was based upon a condition assessment and budget estimate prepared in November of 2011. It is no guarantee of work being undertaken on the identified roadway. Final construction decisions are made upon detailed engineering and actual bids received with work deletions or additions based upon the final bids.

(Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

A motion was made by Ed Charest and seconded by Joel Mudgett to move Article 16.

Discussion began with Emily Bird questioning what happens to the money if there is no guarantee of work on a particular project. Mr. Mudgett said the reason that statement is put in the article, is that if it is determined all at once when estimates go out that it’s going to cost more, we would not be able to repair that road. Another situation would be if another road had an unexpected problem we might have to use that money for a different road. The money will be spent on road projects or it will go back to the general fund. Ms. Bird asked if the residents will be notified if another road were to be picked to repair

and Mr. Mudgett said it would be brought up at a Selectmen meeting and it would be duly noted to the residents.

The article was voted in the affirmative by a majority vote by show of voter cards.

ARTICLE 17

To see if the Town will vote to raise and appropriate the sum of Two Hundred Eighty Five Thousand dollars (\$285,000) for a program of capital improvements and expenditures, and equipment as generally illustrated below, and to meet said appropriation by a withdrawal of Thirty Five Thousand dollars (\$35,000) from the Public Works Equipment Capital Reserve Fund, formerly known as the Highway Equipment Fund, Fifty Thousand dollars (\$50,000) from the Fire Department Equipment Fund, Twenty Five Thousand dollars, (\$25,000) from the Municipal Building Fund, and the balance of One Hundred Seventy Five Thousand dollars (\$175,000) from taxation.

a.	DPW/Highway Dept. (One Ton w/Plow/Sander)	\$	45,000
b.	DPW/Buildings & Grounds (Flooring replacement)	\$	25,000
c.	Police Department (Cruiser)	\$	35,000
d.	Fire Dept. (Turn-Out Gear)	\$	15,000
e.	Fire Dept. (Chassis Repair – Engine 3)	\$	50,000
f.	Fire Dept. (Refit DPW Pickup > Utility 1)	\$	15,000
g.	Administration (Software Update)	\$	100,000
Total		\$	285,000

(Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

A motion was made by Betsey Patten and seconded by Joel Mudgett to move Article 17.

Discussion: Bob Goffredo asked what flooring replacement would be done. Public Works Director Scott Kinmond explained this is for various areas. The Capital Improvements Committee reviewed the flooring program put forth. There is work to be done in the meeting room, land use office, Rec Dept., highway facility tile for the office, restrooms, and lunch room. He stated it will be done in a phase program and that \$50,000 worth needs to be repaired in the next few years.

John Anderson asked if we could have discussion on the difference between repairing and replacing engine 3 item (e). Fire Chief Dave Bengston explained that engine 3 is 18 years old and the engine in Article 25 is 25 years old. Engine 3 has a frame rail problem. He said there was much discussion with the Selectmen and Capital Improvement Plan Committee and initially they thought they would have to replace that engine. They found out there was an alternative to replace that frame rail and the two quotes were at a cost of \$50,000. They expected to get an additional 6 to 8 years out of this engine which would bring them up to the scheduled replacement time.

Richard Brown, Chairman of the Capital Improvements Committee explained that they discussed this process extensively, having several meetings with the Chief and Selectmen upon getting quotes and felt this was the best approach.

Steve Law asked for clarification on the letter (g) \$100,000 software update. Tax Collector Susette Remson explained that there are now a lot of issues with the Vadar software in the tax, financing, assessing and administrative office. There are time constraints on getting jobs done and they are still manually doing work when there are multiple owners on properties. Town Administrator Carter Terenzini added the quote from the current vendor to upgrade was between \$20,000.00 and \$40,000.00 in general. In addition the current software is not able to add on any of the modules they would like to have

with respect to tracing building permits and an assets management program, which is additional. This will go out to bid and we will decide if we need to get a new package or try to rewrite what we have.

The article was voted in the affirmative by a majority vote by show of voter cards.

ARTICLE 18

To see if the Town will vote to raise and appropriate the sum of Three Hundred Forty Two Thousand Six Hundred Fifty dollars (\$342,650) and to deposit the same in the following Capital Reserve Accounts.

Personnel Liability CRF	\$	14,500
Community Substance Abuse CRF	\$	10,150
Communication Technology CRF	\$	22,500
Reappraisal CRF	\$	24,000
Firefighting Equipment CRF	\$	109,000
Police Communications CRF	\$	2,500
Department of Public Works Equipment CRF*	\$	160,000
Total	\$	342,650

(Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

[*Note: Formerly known as the Highway Equipment Fund]

A motion was made by Russ Wakefield and seconded by Betsey Patten to move Article 18.

The article was voted in the affirmative by a majority vote by show of voter cards.

ARTICLE 19

To see if the Town will vote to raise and appropriate the sum of Two Hundred Forty Eight Thousand dollars (\$248,000) and to deposit the same in the following Expendable Maintenance Trust Fund Accounts:

Milfoil	\$	195,000
Historic Buildings*	\$	12,500
Municipal Buildings	\$	35,000
Lee's Mills	\$	3,000
Dry Hydrant	\$	2,500
Total	\$	248,000

(Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

[*Note: Formerly known as the Historical Society Fund]

A motion was made by Joel Mudgett and seconded by Ed Charest to move Article 19.

Discussion: Tax Collector Susette Remson asked if the Municipal Buildings amount is different than what we just voted on in the previous articles for DPW/Building & Grounds. Town Administrator Carter Terenzini explained the public works equipment fund is for rolling stocks, heavy metal, containers, balers and those types of items. The municipal buildings fund is for construction and rehabilitation of buildings and grounds. There may come a point in the future when monies are withdrawn from that and if there were sufficient monies the carpet repairs that Scott spoke about earlier could in the future be withdrawn from that fund. It's rolling stock versus fixed in place assets.

Dave Joyce asked for people to vote for the \$195,000.00 for milfoil.

The article was voted in the affirmative by a majority hand vote by show of voter cards.

ARTICLE 20

To see if the Town will vote to raise and appropriate the sum of Five Thousand dollars (\$5,000) to be expended by the Select board on the continued operation of the Red Hill Fire Tower with such entity as shall, in their best judgment, undertake a cooperative regional staffing effort of said Tower on behalf of the area fire departments.

(Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

A motion was made by Ed Charest and seconded by Joel Mudgett to move Article 20.

The article was voted in the affirmative by a majority vote by show of voter cards.

ARTICLE 21

To see if the town will vote to discontinue completely, pursuant to RSA 231:43, the portion of unused right of way of Old Route 109 located at the southwest corner of the intersection of said old route with the current NH Route 109 abutting land now or formerly of Rock Pile Real Estate LLC, with said parcel containing approximately 1,638 square feet, beginning at an iron pipe on the southerly side of Old Route 109 and at the northwesterly corner of the herein described parcel; thence turning N 78° 43' 28" E and running along the new right of way line for the Old Route 109 a distance of 97.15' to a monument; thence turning S 28° 01' 19" E and running along the new right of way line for the New Route 109 a distance of 51.24' to a monument; thence turning and running along the Old Route 109 Right of Way along a curve turning to the left with a radius of 209.44' and a length of 124.00' to the point of beginning, all as shown on a plan entitled "Old Route 109 Right of Way Easement Release From Town of Moultonborough (Old Route 109 Right of Way) to Rock Pile Real Estate, LLC (Tax Map 44 Lot 13), Intersection of Old Route 109 and NH Route 109, Moultonborough, Carroll County, NH" dated November 30, 2011. Said right of way contains no utilities. No owner of land shall be deprived of access over such unused right of way portion. And further to authorize the Select Board to negotiate, execute, deliver and accept such release(s) and other documents, upon such terms and conditions as it deems reasonable, appropriate and in the best interests of the Town, including receiving a settlement value of One Thousand Six Hundred and Fifty Dollars and No Cents (\$1,650.00), as it deems necessary to effectuate the purposes of this article.

(Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

[Note: A copy of the plan map is on file in the Offices of the Selectmen]

A motion was made by Betsey Patten and seconded by Joel Mudgett to move Article 21.

Discussion on the article: Kim Prause stated that in 1978 the State of NH completed the construction of the new section of Rt 109, creating the intersection of Old Rt 109. In the letter to the Town of Moultonborough, the NH Dept. of Transportation reassigned the portion of the former road to a Class 5 town highway. At that time the state advised, should you also find no occasion for its use as a town highway, this section can be discontinued at your next town meeting. She stated that it is now 2012 and that never happened, and this article today asks for you to pick up where that left off. This would discontinue a right away that already belongs to this site. She asked for the town's consideration to vote for this article.

Josh Bartlett asked if the legal fees could be added to the amount of \$1650.00 being charged.

Town Administrator Carter Terenzini replied that the Rockpile LLC's agreement already states Rockpile will pay an additional amount for legal fees not to exceed \$500.00. It covers town councils work already done on this, including cleaning up what was not done in 1978.

Eric Taussig had a question with the process in this article. He said there is one portion that relates to the actual discontinuance of the right away which is governed by RSA 41-14a. and one portion which is the

right of way being transferred to the abutting owner. He felt it should have gone to the Planning Board and Conservation Commission, so the Selectman can receive a recommendation from them and hold two public hearings prior to the disposition of the property. He offered an amendment to the article to leave out the "And further to authorize the Select Board to negotiate, execute, deliver and accept such release(s) and other documents, upon such terms and conditions as it deems reasonable, appropriate and in the best interests of the Town, including receiving a settlement value of One Thousand Six Hundred and Fifty Dollars and No Cents (\$1,650.00), as it deems necessary to effectuate the purposes of this article."

Moderator Hopkins asked for town council's opinion if this article is to discontinue a right away, and not the sale of property. Town Council said he understood Mr. Taussig's concern but the RSA and the policy specifically and explicitly refer to the sale of land only. This is a release of rights and it's a discontinuance of a right of way. He didn't believe it was the sale of land.

A point of order was brought to the attention of the town moderator that a second had not been made to begin the discussion on the amendment. At this time Josh Bartlett seconded it.

Discussion on the amendment: Mark Borrin asked for voting the amendment down as it is common sense.

Josh Bartlett did not believe it was common sense, to have an article which has two provisions, one being the town's discontinuance to a right of way and one to transfer that right of way to the abutters. He felt that we are setting a dangerous presentence that the groups in the town can just decide how much a piece of property is valued at and transfer it to an abutter or anyone else.

Town Administrator Carter Terenzini explained the discontinuance of a roadway does not fall under 41-14a. This is underlying land and the town's roadway right of way sits over the top of this. This is a roadway right of way not a utility or any other type of right of way. When you discontinue that as you did with Calverly Road about three years ago, the owner of the underlying land retains there ownership of their underlying land. The only thing that happens is your right to sit on top of it goes away. He continued that the practical result of the passage of this amendment would mean that the abutter would not have to pay the \$1650.00 and the legal fees.

Keith Nelson spoke in support of what the Town Administrator said. Bill Burke also spoke of the long standing history of right of ways in NH going back to owners. Mr. Taussig again stated he had a problem with the compound resolution and a question of policy.

The moderator called the amendment. The proposed amendment was defeated by a majority vote by show of voter cards.

The moderator called the article. The article was voted in the affirmative by a majority vote by show of voter cards.

ARTICLE 22

To see if the Town will vote to amend its action under Article 16 of the Town Meeting of 2009 to (a) designate the appropriation as non-lapsing to December 30, 2013, or whenever the project is certified as completed by the Board of Selectmen whichever shall first occur, in lieu of the current non-lapsing date of December 30, 2012; (b) raise and appropriate the sum of One Hundred Ninety Nine Thousand and Five Hundred Dollars and No Cents (\$199,500.00) with said appropriation to be met by a withdrawal from the Municipal Building Capital Reserve Fund, and (c) restrict any further expenditures of funds under paragraph a. of said Article 16, as amended, to the Playground Drive Field.

(Recommended by Selectmen 5-0)

(Recommended by Advisory Budget Committee 5-0)

[Note: It is the intent of this Article to provide sufficient monies to undertake the rehabilitation of the Playground Drive soccer field and to prohibit the expenditure of any monies remaining in the original article - or new monies appropriated under this Article - on the proposed new soccer field at the Old Route 109 Community/Senior Center.]

At this time, the Moderator announced he had a petition for secret ballots for Articles 22, 23, 35, 36. When it comes time to vote on those articles he will ask the petitioners to stand to see that they are present.

A motion was made by Russ Wakefield and seconded by Joel Mudgett to move Article 22.

Discussion: Chris Shipp asked if it's OK to amend something that is voted on at a previous town meeting. He questioned if this was an amendment or reconsideration. Town Administrator Carter Terenzini replied that it is not reconsideration because a reconsideration must occur at the same meeting. This is a new action which does amend a prior action. Town council has looked at this and DRA approved the wording of the article. We worded it this way to show the history for anyone who is just picking this up today.

Mr. Shipp asked why it wasn't done, if we voted on article 16 in 2009. Russ Wakefield explained there was unknown information on the Lions Club Property when this article was passed in 2009. We now know what it entails and as a responsible board we chose not to put money into it. There have been changes brought forth throughout the years by town's people about the soccer fields. That is why it is being brought back to the town's people. There has been a lot of new information at the Selectmen meetings and that's why we decided to repair the soccer field at Playground Drive and not put money into the Lions Club.

Tom Howard agreed with Mr. Schipp and mentioned that in an August selectmen meeting some towns people challenged the Selectmen authority to redirect the money to repair playground drive soccer field. In a February Selectmen meeting an opinion from Town council was that to redirect money they would have to bring this all back to the town meeting. Because of how we voted in 2009 he felt we should vote to fully vet the Lions club first with a multi- purpose field and if that did not pass then revert to the Playground Drive proposal if that is the will of this town meeting.

Tom Howard made a motion to amend the article to read as: To see if the Town will vote to amend its action under Article 16 of the Town Meeting of 2009 to (a) designate the appropriation as non-lapsing to December 30, 2013, or whenever the project is certified as completed by the Board of Selectmen whichever shall first occur, in lieu of the current non-lapsing date of December 30, 2012; (b) raise and appropriate the sum of One Hundred Ninety Nine Thousand and Five Hundred Dollars and No Cents (\$199,500.00) with said appropriation to be met by a withdrawal from the Municipal Building Capital Reserve Fund, and (c) restrict any further expenditures of funds under paragraph a. of said Article 16, as amended, to Old Route 109 Lions Club Field, (d) instruct the Board of Selectmen to exercise the Town's rights under RSA 674:54 as pertains to the approval of the specified use in that location without the grant of a Special Exception by the Zoning Board of Adjustment, and (e) instruct the Selectmen to require that the Office of Development Services review the project engineering to ensure compliance with the Stormwater Management Ordinance and with the appropriate setbacks per Wetlands Resources Conservation Overlay district even if that requires a reduction in the field length or slight increase in field pitch. (f) in the event that DRA disallows the expenditure at the Lions Club, the Select board is authorized to construct the Playground Drive multi- purpose field and add-ons. A second to the amendment was made by Terry Morerod.

Town Council Peter Minkow spoke to the concern of DRA approving the amendment. If they did not approve the amendment it would go back to the original article being at Playground Drive.

Betsey Patten asked Mr. Howard about the setbacks creating a smaller field. Mr. Howard replied it would still be a larger field than Playground Dr.

Paul Punturieri is opposed to this amendment or anything done at the Lions Club. He stated in 2009, at the town meeting we were told the playground field could not be done without another field to use. In 2010 there were zoning issues, site deficiencies, and parking lot expansion issues.

Josh Bartlett stated that there is more information now on the soccer field issues, staffing issues and that the high school has a varsity field and he is opposed.

Jon Tolman said at one time he was in favor of the Lions Club, but now is not and believes we should fix the Playground Drive as we have new information. He has been a soccer coach at the Playground Dr., the numbers have changed and the Blue Ribbon Commission has advised that the Playground Dr. should be done first at this time. We held Carroll County Soccer Tournaments this past fall at the academy in the three fields. All fields are the towns whether they are located at the school or a town location.

Mike Lancor said the Lions Club Property should not be referred to as a swamp or pit because there is an underground septic and we have parked there and had carnivals there. The new plans also added a new underground septic.

Jim Morrison said if we have varsity fields at the school we do not need them at the Lions Club. There have been four recommendations of not doing the Lions Club and fixing the Playground Dr. by the CIPC, ABC, Board of Selectmen and Recreation Advisory.

Linda Punturieri as an abutter said this is going to encroach on my property with water run off. She doesn't understand why we need a field for fewer children now in the schools and more older population. Dianne Bartlett asked about what Town Council said and would like to see Playground Drive fixed.

Mark Borrin called for a vote on the amendment seconded by Russ Wakefield. The amendment was defeated by a majority vote by a show of voter cards.

Mr. Howard made a motion, seconded by Bruce Roberts to amend the article to read as follows:

To see if the Town will vote to amend its action under Article 16 of the Town Meeting of 2009 to (a) designate the appropriation as non-lapsing to December 30, 2013, or whenever the project is certified as completed by the Board of Selectmen whichever shall first occur, in lieu of the current non-lapsing date of December 30, 2012; (b) raise and appropriate the sum of One Hundred Ninety Nine Thousand and Five Hundred Dollars and No Cents (\$199,500.00) with said appropriation to be met by a withdrawal from the Municipal Building Capital Reserve Fund, and (c) restrict any further expenditures of funds under paragraph a. of said Article 16, as amended, to the Playground Drive Field, unless due to circumstances imposed by the denial or conditioning of the necessary Wetlands permit, the project cannot be undertaken or increases in project cost by more than \$10,000, in which cases the Selectmen are authorized to re-allocate the funds to construct the Old Route 109 Lions Club Field as alternatively proposed within the Soccer Field Comparisons dated January 3, 2012.

Discussion on the amendment: Mr. Howard spoke to the amendment saying there will be a Wetlands Application done and if a field cannot be done at the location, DES may deny but create a midagation somewhere else and that would cost money. In that instance we should set a cap on that.

John Anderson is against the amended article because you still have to repair the one at Playground Dr.

Josh Bartlett thought this was the same as the past amendment. The preliminary work the DES did stated we did need a Wetlands Permit. He thought the \$10,000 cost was disingenuous.

Bruce Roberts wanted to hear the entire rationale of the amendment or why this site is no longer advantageous as a site for a soccer field or other accouterments.

James Cahill felt there is a declining school population and we do not need this.

Natt King would rather see no soccer field built at all if it was to be built in designated wetlands.

Joel Mudgett replied that at one time the Selectmen were told they did not have enough fields to shut the Playground Drive down in order to repair. Since that time the Blue Ribbon Committee have figured out a way to shut a field down to allow for the rehabilitation of Playground Dr. There are changes that happen from year to year, restrictions and certain ordinances that are not just in the town but in the State. The Select board have had questions arise as to whether the town should also go by Zoning and Planning just as anyone else has to. He felt the best thing we can do is repair the Playground drive field.

Patrick McNaughton said he moved from Georgia and thought we should support the kids we have here now and should repair Playground Drive and not the Lions Club.

The moderator called the amendment. The amended article was defeated by a majority vote by a show of voter cards.

Discussion on the article: Chris Shipp felt that when we voted on the original article it was for both the fixing of Playground Dr and the Community Center field.

Joel Mudgett said the plans went to the Planning Board and they reviewed it and they had numerous problems and felt we could not build on the Lions Club Property. That is what he was referring to as going by the Planning or just doing the project.

Russ Wakefield thought that both projects could not be done for the money allotted that year and that began the whole dilemma. He addressed Mr Lancors concern for dubbing it a swamp at the Lions Club, but explained it's not just the site that the soccer field is going on, but that whole property. The property which is behind the Lions Club such as the Lincolns property every spring gets flooded out. His concern was if we cover more surface area with parking lots and fields those abutters are going to be affected in a severe way. All the flow goes to Berry Pond and they are in between. He felt it would devalue their property. He said the repair of the Playground Drive was talked about in 1999 and 2000 but no one wanted to fix it then.

Chris Shipp stated that article 16 was recommended by the Selectmen and the ABC back in 2008. A nice field at the Lions Club would be a good investment for the community to attract people to town.

At this time the petitioners withdrew the secret ballot petition.

The moderator called the article. The article was voted in the affirmative by a majority vote by a show of voter cards.

A motion was made by Paul Punturieri and seconded by Jon Tolman to not reconsider article 22. This was voted in the affirmative by a majority vote by a show of voter cards.

At 11:50 AM the Moderator recessed the meeting for lunch until 12:20 PM

ARTICLE 23

To see if the Town will vote to accept the report of the Board of Selectmen and Advisory Budget Committee regarding the Optional Fiscal year running July 1 to June 30 and act to adopt an optional fiscal year budget through the provisions of RSA 31:94-a, July through June commencing with the July 1, 2013 – June 30, 2014 budget year.

(Recommended by Selectmen 4-1) (Recommended by Advisory Budget Committee 4-1)

[Note: If this Article is adopted, the March 2013 Town Meeting will be presented with an 18 month budget for the period of January 1, 2013 to June 31, 2014. Budgets thereafter will commence on July 1 of a given year and end on June 30 of the following year.]

A motion was made by Joel Mudgett and seconded by Betsey Patten to move Article 23.

Discussion: Tax Collector Susette Remson asked if we were just voting on the conversion of the fiscal year or if we were also voting on how to fund it? She stated there was a mention of the report and that there was some information that contradicts each other.

Town Administrator Carter Terenzini replied that accepting the report only means you got it but not necessarily that you agree with it. You are only voting on the change of the fiscal year.

Ms. Remson asked if we vote on how to fund it at next town meeting.

Town Administrator Carter Terenzini said, not unless the selectmen were to change the method that's laid out in the report, if it were to suggest a method that would require some sort of different appropriation mechanism, there would not be a vote other than to adopt a budget and raise and appropriate a sum of money towards that budget.

Josh Bartlett asked which selectman was opposed to this article.

Russ Wakefield stated he was opposed and replied he felt we do not have a revenue problem. The change is cumbersome and we are faced with only a few proposals to raise enough money for that extra six months. One proposal is to raise the tax rate and use the unfunded balance. Every year that unfunded balance is used to offset the taxes to try and keep the tax rate down for the ensuing year. If we use the unfunded balance we will not be able to apply it to the tax rate and therefore the overall increase will be more than just the suggested 25 cents per thousand increase.

Ed Charest said he agreed with Russ and added he did not like the consideration for quarterly billing. We do have to budget money from January through March town meeting. Our tax money comes is collected in December and we are not going to spend 4 or 5 million dollars in three months. If you are managing your budget all through the year you won't have a problem. The state also allows you to do tax anticipation notes to help. To switch to a quarterly billing or fiscal year it will cost a lot money and he did not feel advantages out way the disadvantages of a fiscal year.

John Anderson asked if this includes the school department and thought the only reason we were doing this was to move town meeting to May for some of the people who go away in the winter.

The moderator added the school is on a fiscal year budget and Betsey Patten agreed.

Jean Beadle replied that two town meetings ago we had a petition warrant article from the floor that asked the selectmen and the ABC to do an analysis of what it would take to change the town meeting date and that she was clarifying you have to have a fiscal year in order to do this.

Ed Charest reminded people that the school law requires the school annual meeting be in March and not May. He likes the idea of having both school and town on the same day. He feels it's more convenient and gets more people out.

Betsey Patten is in favor of the fiscal year to match the school and state to know what you can spend instead of waiting three months until town meeting. She is not in favor of quarterly billing and we have had that discussion and it doesn't require it. The board of selectmen requested it as an option. We could still have a March town meeting with the school. It is an accounting issue and doesn't require quarterly billing.

Carter Terenzini replied on the issue of town meeting that it does not have to be moved if you adopt this. Quarterly billing is not on the table to finance this. When we walk out at the end of a town meeting we have all ready spent 20 percent of the budget. Should the town meeting reduce the budget we then have less than nine months to make up the difference. Some communities have cut as much as 10 per cent of the budget and have had lay-offs. When you have lay-offs you have to pay unemployment and you have to find cuts in the remaining nine months. He urged the town meeting to support this article with an affirmative vote.

Susette Remson had concerns about switching over to the fiscal year and knows that some people will vote on this just to try to switch over to may town meeting. In the report they are estimating the cost at three million dollars roughly three times. DRA had advised her that the cost of that 18 months budget for the six months over the norm would be in the vicinity of four to four and a half million. We could do a Tan (Tax Anticipated Note) for five years and is concerned how much more that would add to the tax rate. She was also concerned for the thousand taxpayers that escrow their taxes. In the year of the conversion for the eighteen month conversion they are going to find there amounts are too low. When the bank reanalyzes that, they are going to increase their mortgage to cover not only the deficiencies of the current year taxes but also the anticipated deficiencies for the following year's taxes. The problem is that the banks calculate it incorrectly. The tax office was faced with that same situation when they were hit with education funding tax. The tax office had an innumerable number of people come in frantic because their mortgage was going up so high because the bank incorrectly figured out the new escrow. Banks escrow on a calendar year and the tax office was inundated with people wanting help to try to straighten out their escrow accounts. Their escrow accounts are going to be incorrect for two years because of the extra six months expense. In the Tax office she will be doing year end reports on June 30th and collecting taxes due July 1st. She will be closing out the year on one of the highest tax paying/income producing times of the year and it will be extremely challenging. Another point was that payroll is still going to have to be reported on a yearly basis for purpose of federal income tax in December.

Paul Daisy wanted an explanation if there is going to be a change in the amount in what people owe because you have to pay more or over this eighteen month period is it going to be the same but just three times.

Town Administrator Carter Terenzini stated you are paying the same cost just shifting when you are paying them. He looked at how many costs in the departments would have to be paid once, twice or three times in a year. He also did the same with revenue coming in and that is how he got the figure of about three million. Because they are looking at using a substantial portion of the fund balance that would probably be drawn down and then they would have to do a Tax Anticipation Note. If there is a cash crunch at that time they would need the ability to go and get a Tax Anticipation Note.

Debra Gauthier said speaking as an ex- accountant that a few things are untrue, that the unemployment would not cost us anymore money and that it is scare tactics. The tax rate will increase but throughout the paperwork it says we are not spending any more money that we wouldn't otherwise. There is no provisions in the paperwork for us to get that money back that you want given to you ahead of time to fund this and when will we get that money back? This is not an accounting issue it's an accounting nightmare and our own Tax Collector does not want us to change to a fiscal and we should take her lead and not change to a fiscal.

Mike Lancor asked if we go to this is the state saying we have to collect the whole eighteen months in the first year?

Town Administrator Carter Terenzini agreed that was correct and we cannot send out a third tax bill. You have to collect or raise the money for the eighteen months in the two tax bills. The state lays out very specific ways to do this.

On the matter of the unemployment, Carter Terenzini explained that this town does not use a method that private companies use but that the town pays on a pay as you go basis. So, if on March 17th there is a layoff we would then have to pay their unemployment then the state pays the person. Although we would not be paying the persons pay we would still be paying any other items such as vacation and the like.

Donna Tatro asked other than being able to change the town meeting date what advantages would this be as it seems it's going to cost money and be a lot of effort for citizens as well as the town tax office.

Joel Mudgett replied that mainly we would not be spending money that we haven't approved yet. If we are spending money that has not been approved yet then we do have a spending problem.

Russ Wakefield replied this is a complicated issue. We raise and appropriate money the same way every year for twelve months no matter when the twelve months are. If it's going to cause problems with our tax rate or problems with mortgage holders or in our tax collection process I don't think this change is needed.

Kathy Pounder asked how many towns and cities are there and what percent are fiscal year.

Town Administrator Carter Terenzini replied that out of 234 towns that about 35 towns have a fiscal year. Ms. Pounder replied that our tax rate is set in October and we will have to pay more in December. Town Administrator Carter Terenzini said you would have to pay a modest amount more than you do now. The first half has to be estimated and then the second half will be more and they have laid out a method in which you will be able to pay the vast majority of it with the fund balance with only a modest uptick in the first year. Ms Pounder asked if the town has a company such as Primax that takes care of the unemployment payments. Town Administrator Carter Terenzini replied that the town does not and it's a pay as you go basis and we do not use a company as private business's and some towns.

Karen Nelson has a concern that we have been voting for \$200,000 for milfoil the last few years and if we have to wait and this passes and we push the meeting back further what will happen with that. Carter Terenzini replied the intent was to hold all capital appropriations to a single item, not to do one and a half or two and certainly if the milfoil is an issue of grave concern we could uptick the amount that would be scheduled such that there would be sufficient monies. The other capital items had intended to be held for six months.

The moderator called the article. The article was defeated by a majority vote by a show of voter cards.

ARTICLE 24

To see if the Town will vote to adopt a May Town Meeting through the provisions of RSA 39:1-a for the selection of town officers and the transaction of all other town business, dependent upon Article 23 having first been voted in the affirmative, commencing with the 2014 Town Meeting.

(Recommended by Selectmen 3-2) (Recommended by Advisory Budget Committee 4-1)

A motion was made by Betsey Patten and seconded by Joel Mudgett to pass over Article 24. This was voted in the affirmative by a majority vote by a show of voter cards.

ARTICLE 25

To see if the Town will vote to raise and appropriate, subject to any and all changes made at this meeting, the sum of Seven Million Nine Hundred Forty Two Thousand and Thirty Six Dollars (\$7,942,036) to pay the expenses of General Government, Public Safety, Public Works (including Highways, Cemeteries, Buildings and Grounds, and Transfer Station), Human Services, Visiting Nurse Service, Culture and Recreation, and Development Services.

(Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

A motion was made by Ed Charest and seconded by Joel Mudgett to move Article 25.

A motion was made by Joel Mudgett and seconded by Betsey Patten to amend the operating budget by authorizing the Board of Selectmen to enter into a five-year lease/purchase agreement for the purpose of leasing a new vehicle generally known as Rescue 1, with the total value of the agreement not to exceed Five Hundred Thousand dollars (\$500,000) and with said agreement to include a so-called “escape clause”, and further to appropriate \$100,00 additionally to the operating budget for the first year’s payment of said agreement.

Discussion: Joel Mudgett explained the frame will not pass inspection and the state has red flagged the truck and said it is not to be on the road anymore. The option is to send the new specs out to bid and enter into a new lease agreement.

Greg Samaha asked what a \$500,000 machine is and was surprised at the price.

Fire Chief Dave Bengston explained the \$500,000 was put in to make sure we were able to fund what we have projected to the Capital Improvements Committee of a price of \$450,000. The intent is to get a truck that capable of doing what the old truck does but with the improvements from NFPA requirements and safety features.

Mike Brooker mentioned he would like to help out with ways to prevent the frame rails corrosion from the salt and sand that the Chief explained happened to this truck.

Paul Daisy mentioned there is a trust fund and was wondering if money would be withdrawn from that. Joel Mudgett said the money would not be withdrawn at this time that they are asking for the \$100,000 to pay for the first year and he didn’t believe there was very much money in the trust fund. Town Administrator Carter Terenzini replied there is \$144,000 of which \$50,000 will be withdrawn for the engine in the prior article today. When one withdraws money from the trust fund for a lease payment one cannot have an escape clause in the lease. One would have to make an absolute commitment for the five years and although that’s the intent there are benefits in an escape clause for making decisions future down the road on this lease.

Greg Widman wanted to know if we have the option to keep the fire truck after the 5 years.

Joel Mudgett replied that after five years it is the towns.

The moderator called the amendment. The amendment was voted in the affirmative by a majority show of voter cards.

Joel Mudgett stated that Article 25 will be to raise and appropriate the sum of Eight Million and Forty Two Thousand and Thirty Dollars (8,042,036.00).

The moderator called the amended article. The amended article was voted in the affirmative by a majority show of voter cards.

At this time, Joel Mudgett announced Jon Tolman will be our new Selectmen and Jim Gray will be leaving after six years and he thanked Jim for all his work and time put into being a selectman.

ARTICLE 26

To see if the Town will vote to raise and appropriate the sum of Four Hundred Fifty Four Thousand and Four Hundred Eighty Four dollars (\$454,484) to pay the expense of operating the Public Library.

(Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

A motion was made by Phyllis Prouty and seconded by Susette Remson to move Article 26.

The article was voted in the affirmative by a majority show of voter cards.

At this time Mark Borrin made a motion seconded by Peter Whelley to vote for articles 27-34 & 37 collectively. The moderator read the articles. This motion was voted in the affirmative by a majority show of show of voter cards. The moderator then asked for discussion on any of these articles at which time a voter requested discussion on article 34 with the result being a request to vote on Article 34 separately. The moderator honored the request and asked for reconsideration of the previous motion and second. At this time a motion was made by Tom Howard and seconded by Keith Nelson to reconsider the previous motion.

This motion was voted in the affirmative by a majority show of voter cards.

A motion was then made by Mark Borrin and seconded by Peter Whelley to vote for articles 27-33 & 37 collectively. This motion was voted in the affirmative by a majority show of voter cards. The moderator asked for discussion on any of these articles in which a voter requested discussion on article 37 with the result being a request to vote on Article 37 separately. The moderator honored the request and asked for reconsideration of the previous motion and second. At this time a motion was made by Naomi Strickland and seconded by Tom Howard to reconsider the previous motion and second.

This motion was voted on in the affirmative by a majority show of voter cards.

Tom Howard then requested the total amount of the monies representing Articles 27 through 33

The moderator indicated the total amount of monies encumbered in these articles is \$39,545.00

The moderator called the motion which was voted on in the affirmative by a majority show of voter cards.

Articles 27-33 were voted in the affirmative by a majority show of voter cards

ARTICLE 27

To see if the Town will vote to raise and appropriate the sum of Seven Thousand Five Hundred (\$7,500) for Tri-County Community Action for the purpose of continuing services of the Fuel Assistance Program for the residents of Moultonborough.

(Article By Petition) (Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

ARTICLE 28

To see if the Town of Moultonborough will raise and appropriate the sum of Eight Hundred Thirty Dollars (\$830) for the annual support of services provided to the citizens of this community by the Central New Hampshire VNA & Hospice dba Visiting Nurse Association-Hospice of Southern Carroll County and Vicinity, Inc.

(Article By Petition) (Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

ARTICLE 29

To see if the Town of Moultonborough will vote to raise and appropriate One Thousand Dollars (\$1,000) to the Loon Preservation Committee to support the work of the local self funded Loon Center.

(Article By Petition) (Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

ARTICLE 30

To see if the Town of Moultonborough will vote to raise and appropriate the sum of Twelve Thousand Dollars (\$12,000) for the Moultonborough Suicide Prevention and Mental Health Coalition to support training for said committee of volunteers, supporting community forums and/or small support groups/training sessions conducted by the trained volunteers/professionals and provide suicide prevention, mental health information, and assist in the support of local access to mental health services within the Moultonborough community for its residents.

(Article By Petition) (Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

ARTICLE 31

To see if the Town of Moultonborough will vote to raise and appropriate the sum of One Thousand Two Hundred and Fifteen Dollars (\$1,215) in support of Starting Point providing advocacy and support to victims of domestic and sexual violence and their children.

(Article By Petition) (Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

ARTICLE 32

To see if the Town of Moultonborough will vote to raise and appropriate the sum of Eight Thousand Dollars (\$8,000) for the Winnepesaukee Wellness Center.

(Article By Petition) (Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

ARTICLE 33

To see if the Town of Moultonborough will vote to raise and appropriate the sum of Nine Thousand Dollars (\$9,000) to be allocated to the Moultonborough/Sandwich Senior Meals Program.

(Article By Petition) (Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

To Reaffirm: All collective articles (27-33) were voted on in the affirmative by a majority vote by a show of voter cards.

ARTICLE 34

To see if the Town of Moultonborough will vote to raise and appropriate the sum of Three Thousand Dollars (\$3,000) to establish a tuition assistance fund for Moultonborough Children of working families attending the Sandwich Children's Center.

(By Petition) (Recommended by Selectmen 5-0) (Recommended by Advisory Budget Committee 5-0)

A motion was made by Becky Bryant and seconded by Jon Tolman to move Article 34.

A motion was then made by Ruth Dunnavan and seconded by Becky Bryant to amend the article by striking the word working from the article.

An amendment was voted in the affirmative by a majority show of voter cards.

A motion was made by Becky Bryant and seconded by Tom Howard to strike the words Sandwich Children's Center and replace with the words local daycare centers and to place the funds under the jurisdiction of the town human services officer.

In discussion on the amendment Ms Bryant said this would put the Moultonboro family in front of the welfare officer to receive those services.

Russ Wakefield explained there are many functions that go through the humans services office such as oil assistance, rentals and this will present one more item our human services would have to administer and they would have to develop some type of process to know who's eligible and who's not. This is also a petitioned article and it came in asking for money to offset for the Moultonborough children but that he would not mind striking the word working.

Kathy Pounder did not believe the humans services should be involved as we only have a part time employer.

Elizabeth Morin spoke as owner of the Imaginations Children Center and that there are other families that need help in Moultonborough. She stated she is a for profit center.

Diane Bartlett agreed with the amendment and felt it should go to all daycares. She did not feel it would be a burden for the human services director and if so we could give them more hours.

Jerry King stated this is a petition and could not be changed in this way. Petitioners sign these petitions for that specific reason.

Town Council said they can only be amended in the dollar amount but not in the entity that's requesting the money.

Connie Pellitier the executive director of the Interlakes Daycare Center said she is not in favor of it. At this time the amendment and second were withdrawn.

The moderator then called the article. This article was voted in the affirmative by a majority show of voter cards.

ARTICLE 35

To see if the Town of Moultonborough will vote to enact the portion of the final report of the Blue Ribbon Commission on Community Services and Facilities to rehabilitate the Playground Drive soccer field as a multi use field as proposed in the 30% design presented to the Board of Selectmen on January 5th, 2012 and not consider constructing or allocating any funds for a new field until the Playground Drive soccer field is rehabilitated and fully utilized.

(Article By Petition) (Recommended by Selectmen 4-0) (Recommended by Advisory Budget Committee 3-1)

A motion was made by Betsey Patten seconded by Ed Charest to pass over article 35.
This motion was voted in the affirmative by a majority show of voter cards.

ARTICLE 36

To see if the Town of Moultonborough will vote to discontinue the Community/Senior Center Capital Reserve Fund which was established in 2008 as a mechanism for donations for a future community/senior center and to which no donations have ever been received. Said remaining funds, with accumulated interest to date of withdrawal, are to be transferred to the Town of Moultonborough's general fund per RSA 35:16A.

(Article By Petition) (Recommended by Selectmen 0-4) (Recommended by Advisory Budget Committee 1-3)

A motion was made by Paul Punturieri and seconded by Naomi Strickland to move article 36.

Discussion: Paul Punturieri said the reason this was developed was for the purpose to repair Playground Dr. He felt it should go back in the general fund.

Dave Joyce asked why the selectman voted against this. Joel replied that when this was set up it was not set up for donations. You cannot commingle private money with town money. We should leave that money in there to use for something else such as bathrooms at the Lions Club and not put back into the general fund.

Josh Bartlett would support this because we are spending a lot of money and it belongs to the taxpayers. Betsy Patten replied when we set up a capital reserve fund it is for a specific use and we can only use it for that and she thinks we should check with town council.

Allan Ballard is the vote who is in favor of returning the money because this is an extremely narrow fund and was done in 2008. In 2009 the selectman created a Capital Improvement Committee and we should use the proper channel to use this money. Phyllis Komlos is opposed to this fund and feels the seniors do not want a senior center.

At this time the secret ballot petitioners withdrew their petition.
The moderator called the article. This article was defeated by a majority count of voter cards.

YES - 87 NO - 106

After action on article 36 was completed the moderator read article 37 which had previously been included in the collective passage of articles 22-33 and 37.

ARTICLE 37

To see if the Town will vote to raise and appropriate the sum of \$1,350 to maintain and continue the system of services of the Inter-Lakes Day Care Center.

(Article By Petition) (Recommended by Selectmen 4-0) (Recommended by Advisory Budget Committee 4-0)

A motion was made by Bob Stevens and seconded by Denise King to move article 37.

Discussion: Naomi Strickland asked how many children from Moultonborough attend and what percentage of the program is Moultonborough children. Connie Pellitier stated it is used for Moultonborough children where the funds enable us to offer financial assistance to at risk or low income eligible up to 250 percent of the NH poverty guidelines. The money helps single working parents. The amount of \$1,350.00 pays for only 17 percent of one year's tuition for one preschool child. During 2011 Interlakes Daycare provided services for two children from the town. They have served Moultonborough children for many years.

The article was voted in the affirmative by a majority vote by show of voter cards.

ARTICLE 38

To transact any other business that may legally come before said Meeting.

A motion was made by Steve Law and seconded by Dave Joyce to adjourn the meeting. This was voted in the affirmative by a majority show of voter cards. The meeting was adjourned at 2:10 PM.

A True Copy Attest:

Barbara E. Wakefield, NHCTC Certified Town Clerk